

Nov 10, 2021

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JASON W.,¹

Plaintiff,

v.

KILOLO KIJAKAZI, ACTING
COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

NO: 1:21-CV-03034-LRS-1

ORDER GRANTING STIPULATED
MOTION FOR REMAND

BEFORE THE COURT is the Defendant's Stipulated Motion for Remand, ECF No. 19. Based on the stipulation of the parties, the Court finds good cause to grant the motion. Accordingly, **IT IS HEREBY ORDERED:**

1. Defendant's Stipulated Motion for Remand, **ECF No. 19** is **GRANTED**.
2. This case is **REVERSED** and **REMANDED** for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).
3. On remand, the Administrative Law Judge shall: (1) take any further action needed to complete the administrative record and offer the claimant the

¹ The court identifies a plaintiff in a social security case only by the first name and last initial in order to protect privacy. *See* LCivR 5.2(c).


1 opportunity for a new hearing; (2) If warranted, obtain evidence from a medical
2 expert to clarify the nature, severity, and effects of the claimant's mental
3 impairments; (3) re-evaluate the medical opinions and prior administrative medical
4 findings; (4) re-evaluate the claimant's alleged symptoms; (5) as warranted, re-
5 evaluate the claimant's maximum residual functional capacity; (6) if warranted by
6 the expanded record, obtain supplemental vocational expert evidence to clarify the
7 effect of the assessed limitations on the claimant's ability to perform other work
8 available in the national economy; and (7) issue a new decision.

9 4. Upon proper presentation, this Court will consider Plaintiff's application
10 for costs, expenses, and reasonable attorney's fees under the Equal Access to Justice
11 Act, 28 U.S.C. § 2412(a), (d).

12 5. Plaintiff's Motion for Summary Judgment, **ECF No. 16**, and the hearing
13 and remaining briefing schedule are **VACATED** as moot.

14 **IT IS SO ORDERED.** The District Court Clerk is directed to enter this
15 Order and provide copies to counsel. Judgment shall be entered for Plaintiff and the
16 file shall be **CLOSED**.

17 **DATED** November 10, 2021.

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19 
20 LONNY R. SUKO
21 Senior United States District Judge